

## § 710.1

### ADMINISTRATIVE REVIEW

- 710.20 Purpose of administrative review.
- 710.21 Notice to individual.
- 710.22 Additional information.
- 710.23 Extensions of time by the Operations Office Manager.
- 710.24 Appointment of DOE Counsel.
- 710.25 Appointment of Hearing Officer; pre-hearing conference; commencement of hearings.
- 710.26 Conduct of hearings.
- 710.27 Opinion of the Hearing Officer.
- 710.28 Action on the Hearing Officer's opinion.
- 710.29 New evidence.
- 710.30 Action by the Secretary.
- 710.31 Reconsideration of access eligibility.

### MISCELLANEOUS

- 710.32 Terminations.
- 710.33 Attorney representation.
- 710.34 Time frames.

Appendix A to Subpart A of Part 710—Selected Provisions of the Atomic Energy Act of 1954, AS AMENDED, SEC. 141 (42 U.S.C. 2161), SEC. 145 (42 U.S.C. 2165), SEC. 161 (42 U.S.C. 2201)

### Subpart B—Criteria and Procedures for Establishment of the Personnel Security Assurance Program and Determinations of an Individual's Eligibility for Access to a Personnel Security Assurance Program Position

#### GENERAL PROVISIONS

- 710.50 Purpose.
- 710.51 Scope.
- 710.52 References.
- 710.53 Policy.
- 710.54 Definitions.

#### PROCEDURES

- 710.55 Designation of PSAP positions.
- 710.56 Program process.
- 710.57 Supervisory review.
- 710.58 Medical assessment.
- 710.59 Management evaluation.
- 710.60 DOE security review and clearance determination.

AUTHORITY: Sec. 145, 68 Stat. 942 (42 U.S.C. 2165) and sec. 161, 68 Stat. 948 (42 U.S.C. 2201); E.O. 10450, 3 CFR 1949-1953 Comp., p. 936, as amended; E.O. 10865, 3 CFR 1959-1963 Comp., p. 398, as amended, 3 CFR Chap. IV; sec. 104(c), 38 Stat. 1237 (42 U.S.C. 5814); sec. 105(a), 88 Stat. 1238 (42 U.S.C. 5815); secs. 641, 644, 646, 91 Stat. 598, 599 (42 U.S.C. 7251, 7254, and 7256).

## 10 CFR Ch. III (1-1-97 Edition)

### Subpart A—General Criteria and Procedures for Determining Eligibility for Access to Classified Matter or Special Nuclear Material

SOURCE: 59 FR 35185, July 8, 1994, unless otherwise noted.

#### GENERAL PROVISIONS

##### § 710.1 Purpose.

(a) This subpart establishes the criteria, procedures, and methods for resolving questions concerning the eligibility of individuals who are employed by, or applicants for employment with, Department of Energy (DOE) contractors, agents, and access permittees, individuals who are DOE employees or applicants for DOE employment, and other persons designated by the Secretary of Energy, for access to Restricted Data or special nuclear material, pursuant to the Atomic Energy Act of 1954, as amended, or for access to national security information.

(b) This subpart is published to implement Executive Order 12356, 47 FR 14874 (April 2, 1982), Executive Order 10865, 25 FR 1583 (February 24, 1960), and Executive Order 10450, 18 FR 2489 (April 27, 1954), all as amended.

##### § 710.2 Scope.

The criteria and procedures outlined in this subpart shall be used in those cases in which there are questions of eligibility for DOE access authorization involving:

(a) Employees (including consultants) of, and applicants for employment with, contractors and agents of the DOE;

(b) Access permittees of the DOE and their employees (including consultants) and applicants for employment;

(c) Employees (including consultants) of, and applicants for employment with, the DOE; and

(d) Other persons designated by the Secretary of Energy.

##### § 710.3 Reference.

The pertinent sections of the Atomic Energy Act of 1954, as amended, relative to this regulation are set forth in Appendix A to this subpart.